



STATE OF MICHIGAN  
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS  
LIQUOR CONTROL COMMISSION

\* \* \* \* \*

In the matter of the request of	)	
<b>DOLGENCORP, LLC (A KENTUCKY</b>	)	
<b>LIMITED LIABILITY COMPANY)</b>	)	
6092 W. Pierson	)	Request ID No. 633610
Flushing, Michigan 48433	)	
	)	
Mt. Morris Township      Genesee County	)	
	)	

---

At the November 20, 2012 hearing of the Michigan Liquor Control Commission (Commission) in Lansing, Michigan.

PRESENT:    Andrew J. Deloney, Chairman  
                 Teri L. Quimby, Commissioner  
                 Dennis Olshove, Commissioner

**LICENSING APPEAL ORDER**

On February 13, 2012, Dolgencorp, LLC (A Kentucky Limited Liability Company) (applicant) filed a request for a new SDM license to be located at the above-noted location.

At a meeting held on October 10, 2012, the Commission denied this request under administrative rule R 436.1105(2)(d) after considering the unfavorable recommendation submitted by the Mt. Morris Township Police Department for this application when determining whether an applicant should be issued a license or permit.

Michael Brown, legal counsel on behalf of the applicant, submitted a timely request for an appeal in this matter, and represented the applicant at the November 20, 2012 hearing, held at the Commission's Lansing office.

After hearing arguments, reviewing the MLCC file, and discussion of the issue on the record, the Commission finds that the applicant sufficiently demonstrated that the proposed location meets the minimal qualifications for licensure, removing the previous questions concerning this application.

Further, the Commission received an opinion from the local law enforcement agency

and considered it as required under administrative rule R 436.1105(2)(d). There was no one was present at the hearing on behalf of Mt. Morris Township.

Administrative rule R 436.1129(1)(a) provides that for the issuance of a new Specially Designated Merchant license, a grocery store is an approved type of business. The applicant has demonstrated that it is a grocery store.

Under Article IV, Section 40, of the Constitution of Michigan (1963), the Commission shall exercise complete control of the alcoholic beverage traffic within this state, including the retail sales thereof, subject to statutory limitations. Further, the Commission shall have the sole right, power, and duty to control the alcoholic beverage traffic and traffic in other alcoholic liquor within this state, including the manufacture, importation, possession, transportation and sale thereof under MCL 436.1201(2).

The applicant is authorized to do business in Michigan, as required under MCL 436.1535 for licensure. Under MCL 436.1537(1)(f), the licensee may sell beer and wine for consumption off the premises only.

The Commission finds sufficient reasons to reverse its denial issued in this matter and to approve the applicant's request for the reasons stated on the record.

THEREFORE, IT IS ORDERED that:

A. The denial order of October 10, 2012 issued in this matter is reversed and the applicant's request is APPROVED, subject to the following:

1. The licensee shall submit to the Commission an executed and acceptable Lease Agreement including all unredacted exhibits.
2. The licensee shall submit to the Commission a copy of the assessor's record or a tax bill from the treasurer of the local unit of government where the establishment is located which indicates the address of the establishment.
3. The licensee shall submit proof of financial responsibility providing security for liability as required under MCL 436.1803. Failure to maintain proof of financial responsibility providing security for liability will result in the immediate suspension of the subject license until the licensee provides the Commission with proof of financial responsibility as required under MCL 436.1803.

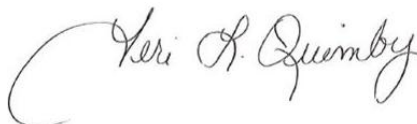
B. Under administrative rule R 436.1003, the licensee shall comply with all state and local building, plumbing, zoning, sanitation, and health laws, rules, and ordinances as determined by the state and local law enforcements officials who have jurisdiction over the licensee. Approval of this license by the Michigan Liquor Control Commission does not waive any of these requirements. The licensee must obtain all other required state and local licenses, permits, and approvals before serving or selling alcoholic liquor.

C. Failure to comply with all requirements of licensure in the State of Michigan will result in the licensee being charged with a violation of the Michigan Liquor Control Code, MLCC Administrative Rules, and Commission order, which may result in fines, suspension, and/or revocation of the license.



---

Andrew J. Deloney, Chairman



---

Teri L. Quimby, Commissioner



---

Dennis Olshove, Commissioner



---

Prepared by:  
Terri Chase, Commission Aide

Date Mailed: \_\_\_\_\_



STATE OF MICHIGAN

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS  
LIQUOR CONTROL COMMISSION

\* \* \* \* \*

In the matter of the request of )  
**DOLGENCORP, LLC (A KENTUCKY** )  
**LIMITED LIABILITY COMPANY)** )  
180 S. Third )  
Coleman, Michigan 48618 )  
 )  
Midland County )  
\_\_\_\_\_ )

Request ID No. 631885

At the November 20, 2012 hearing of the Michigan Liquor Control Commission  
(Commission) in Lansing, Michigan.

PRESENT: Andrew J. Deloney, Chairman  
Teri L. Quimby, Commissioner  
Dennis Olshove, Commissioner

**LICENSING APPEAL ORDER**

On January 17, 2012, Dolgencorp, LLC (A Kentucky Limited Liability Company)  
(applicant) filed a request for a new SDM license, to be located at the above-noted  
location.

At a meeting held on October 10, 2012, the Commission denied this request under  
administrative rule R 436.1105(2)(d) after considering the unfavorable recommendation  
submitted by the Coleman City Council and the Coleman Police Department for this  
application when determining whether an applicant should be issued a license or permit.

Michael Brown, legal counsel on behalf of the applicant, submitted a timely request  
for an appeal in this matter, and represented the applicant at the November 20, 2012  
hearing, held at the Commission's Lansing office.

After hearing arguments, reviewing the MLCC file, and discussion of the issue on  
the record, the Commission finds that the applicant sufficiently demonstrated that the

proposed location meets the minimal qualifications for licensure, removing the previous questions concerning this application.

Further, the Commission received an opinion from the local unit of government and considered it as required under administrative rule R 436.1105(2)(d). There was no one was present at the hearing on behalf of the City of Coleman.

Administrative rule R 436.1129(1)(a) provides that for the issuance of a new Specially Designated Merchant license, a grocery store is an approved type of business. The applicant has demonstrated that it is a grocery store.

Under Article IV, Section 40, of the Constitution of Michigan (1963), the Commission shall exercise complete control of the alcoholic beverage traffic within this state, including the retail sales thereof, subject to statutory limitations. Further, the Commission shall have the sole right, power, and duty to control the alcoholic beverage traffic and traffic in other alcoholic liquor within this state, including the manufacture, importation, possession, transportation and sale thereof under MCL 436.1201(2).

The applicant is authorized to do business in Michigan, as required under MCL 436.1535 for licensure. Under MCL 436.1537(1)(f), the licensee may sell beer and wine for consumption off the premises only.

The Commission finds sufficient reasons to reverse its denial issued in this matter and to approve the applicant's request for the reasons stated on the record.

THEREFORE, IT IS ORDERED that:

A. The denial order of October 10, 2012 issued in this matter is reversed and the applicant's request is APPROVED, subject to the following:

1. The licensee shall submit to the Commission an executed and acceptable Lease Agreement including all unredacted exhibits.
2. The licensee shall submit to the Commission a copy of the assessor's record or a tax bill from the treasurer of the local unit of government where the establishment is located which indicates the address of the establishment.
3. The licensee shall submit proof of financial responsibility providing security for liability as required under MCL 436.1803. Failure to

maintain proof of financial responsibility providing security for liability will result in the immediate suspension of the subject license until the licensee provides the Commission with proof of financial responsibility as required under MCL 436.1803.

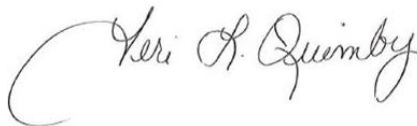
B. Under administrative rule R 436.1003, the licensee shall comply with all state and local building, plumbing, zoning, sanitation, and health laws, rules, and ordinances as determined by the state and local law enforcements officials who have jurisdiction over the licensee. Approval of this license by the Michigan Liquor Control Commission does not waive any of these requirements. The licensee must obtain all other required state and local licenses, permits, and approvals before serving or selling alcoholic liquor.

C. Failure to comply with all requirements of licensure in the State of Michigan will result in the licensee being charged with a violation of the Michigan Liquor Control Code, MLCC Administrative Rules, and Commission order, which may result in fines, suspension, and/or revocation of the license.



---

Andrew J. Deloney, Chairman



---

Teri L. Quimby, Commissioner



---

Dennis Olshove, Commissioner



---

Prepared by:  
Terri Chase, Commission Aide

Date Mailed: \_\_\_\_\_



STATE OF MICHIGAN  
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS  
LIQUOR CONTROL COMMISSION

\* \* \* \* \*

In the matter of	)	
<b>WALDENWOODS FAMILY RECREATION</b>	)	
<b>RESORT, INC.</b>	)	
2975 Old US 23	)	Business ID No. 7529
Hartland, Michigan 48353	)	Request ID No. 580220
	)	
Hartland Township      Livingston County	)	
	)	

At the November 20, 2012 hearing of the Michigan Liquor Control Commission  
(Commission) in Lansing, Michigan.

PRESENT: Andrew J. Deloney, Chairman  
Teri L. Quimby, Commissioner  
Dennis Olshove, Commissioner

**SHOW CAUSE HEARING ORDER**

On February 7, 2011, Waldenwoods Family Recreation Resort, Inc. (licensee) filed a request for a new Outdoor Service Area (Area #5); requested to enlarge two (2) existing Outdoor Service Areas (Area #2 and Area #3); requested a new Entertainment Permit; and requested two (2) new Additional Bar Permits, for a total of four (4) Bars, to be held in conjunction with a 2012 Resort Class C license, issued under MCL 436.1531(3), pursuant to the qualifications in administrative rule R 436.1123(1)(i) and (iii), and SDM license with Sunday Sales Permit (P.M.), Dance Permit, Specific Purpose Permit (Food), Outdoor Service (4 Areas), and 2 Bars at the above-noted location. The licenses and permits were issued on July 17, 1998 as a result of a transfer of ownership under MCL 436.1529(1).

At a meeting held on September 5, 2012, the Commission ordered a Show Cause Hearing be scheduled under administrative rule R 436.1925(1) after concerns with the

dining facilities and whether or not the licensing qualifications are currently being met.

The Commission held the show cause hearing in this matter on November 20, 2012 at its Lansing office. Representing the licensee at the hearing was Attorney Douglas Austin and member, Frank Crouse.

After hearing arguments, reviewing the MLCC file and Exhibits presented, and discussion of the issue on the record, the Commission finds that the applicant sufficiently demonstrated good cause not to terminate the subject licenses and permits, and no further action should be taken to affect the status of the Resort Class C and SDM licenses and permits issued to the licensee at this time. The Commission finds that the licensee clearly meets the requirements of administrative rule R 436.1123(1)(b).

Under Article IV, Section 40, of the Constitution of Michigan (1963), the Commission shall exercise complete control of the alcoholic beverage traffic within this state, including the retail sales thereof, subject to statutory limitations. Further, the Commission shall have the sole right, power, and duty to control the alcoholic beverage traffic and traffic in other alcoholic liquor within this state, including the manufacture, importation, possession, transportation and sale thereof under MCL 436.1201(2).

The applicant is authorized to do business in Michigan, as required under MCL 436.1535 for licensure. Under MCL 436.1537(1)(b), the licensee may sell beer, wine, mixed spirit drink and spirits for consumption on the premises.

THEREFORE, IT IS ORDERED that:

- A. No further action will be taken to affect the status of the Resort Class C and SDM licenses and permits issued to the licensee at this time.
- B. Under administrative rule R 436.1003, the licensee shall comply with all state and local building, plumbing, zoning, sanitation, and health laws, rules, and ordinances as determined by the state and local law enforcements officials who have jurisdiction over the licensee. Approval of this license by the Michigan Liquor Control Commission does not waive any of these requirements. The licensee must obtain all other required state and local licenses, permits, and approvals before serving or selling alcoholic liquor.

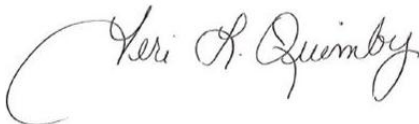


- C. Failure to comply with all requirements of licensure in the State of Michigan will result in the licensee being charged with a violation of the Michigan Liquor Control Code, MLCC Administrative Rules, and Commission order, which may result in fines, suspension, and/or revocation of the licenses and permits.



---

Andrew J. Deloney, Chairman



---

Teri L. Quimby, Commissioner



---

Dennis Olshove, Commissioner



---

Prepared by:  
Terri Chase, Commission Aide

Date Mailed: \_\_\_\_\_